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EXTRAORDINARY

BANGALORE, MONDAY, AUGUST 14, 1950

PART IV

Section 2-A.

BILLS, SELECT COMMITTEE REPORTS, IF ANY, THEREON AND ACTS AND ORDINANCES OF MYSORE.

NOTIFICATION.

No. L.D. 1522-28, dated Bangalore, the 14th August 1950.

Under Rule 36 of the Mysore Legislative Rules, the following Bill, together with Statement of Objects and Reasons is published for general information.

THE BETTING TAX (SECOND AMENDMENT) BILL, 1950.

A Bill further to amend the Betting Tax Act, 1932.

WHEREAS it is expedient further to amend the Betting Tax Act, 1932, (Mysore Act IX of 1932), for the purposes hereinafter appearing; Preamble.

It is hereby enacted as follows:—

1. (1) This Act may be called the Betting Tax (Second Amendment) Act, 1950. Short title and commencement.

(2) It shall come into force at once.

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Amendment of section 6, Act IX of 1932.

2. In section 6 of the Betting Tax Act, 1932, (hereinafter referred to as the said Act),—

(1) in sub-section (1), for the words "out of all moneys paid or agreed to be paid by a licensed book-maker to a backer in consequence of the winning by the backer", the words "out of all moneys paid or agreed to be paid to a licensed book-maker by a backer in respect" shall be substituted; and the words "on backers" shall be omitted; and

(2) in sub-section (2), for the words "paid to the backer", the words "paid by the backer" shall be substituted.

Amendment of section 8, Act IX of 1932.

3. In sub-section (2) of section 8 of the said Act, for the words "all sums paid or agreed to be paid by them to backers in satisfaction of bets", the words "all moneys paid or agreed to be paid to them by backers in respect of bets" shall be substituted.

Repeal and savings.

4. The Betting Tax (Amendment) Ordinance, 1950, (Mysore Ordinance No. II of 1950), is hereby repealed. But any rules made, anything done and any action taken in exercise of any power conferred by or under the Betting Tax Act, 1932, as amended by the said Ordinance, shall be deemed to have been made, done or taken in exercise of the powers conferred by or under the Betting Tax Act, 1932, as amended by this Act, as if this Act had come into force on the twenty-third day of May 1950.

Statement of Objects and Reasons.

Section 6 (1) of the Betting Tax Act, 1932, provides for the levy of a tax on moneys paid or agreed to be paid by a licensed book-maker to a backer in consequence of the winning by a backer of a bet. The working of this provision has revealed that considerable revenue is lost to the State Government in view of the wording of the provision which permits the levy of the tax only on the winnings of a backer. It is desirable that every bet should be subject to tax, as it is a tax on betting as such. Under the corresponding Bombay Act, all moneys paid or agreed to be paid by a backer to a book-maker are

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liable to tax and it is considered necessary to amend the State Act also on similar lines.

As the races had already commenced and the Act had to be amended urgently, the Betting Tax (Amendment) Ordinance, 1950, (II of 1950),was promulgated on the 23rd May 1950. The amendments effected by this Ordinance carry a step further the general policy pursued by the State Government in the matter of augmenting the State revenues, and controlling the tendency for gambling on the part of the public. This Bill is intended to replace the Ordinance.

H. C. DASAPPA.

By Order of His Highness the Maharaja,

B. S. PUTTASWAMY,
Legal Remembrancer and
Secretary to Government,
Law Department.